

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Civil Miscellaneous Appeal No. 4951/2019

Chandra Kanti D/o Jagan Nath & ors.

----Appellants

Versus

Shikhar Chand S/o Mangilal & ors.

----Respondents

For Appellant(s) : Mr. Abhishek B. Sharma

For Respondent(s) : Mr. Atul Kumar Jain

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

07/07/2022

The counsel for appellants submits that on the basis of agreement dated 09.01.1997, the suit for specific performance and possession has been filed in the year 2013, which was decreed vide judgment and decree dated 18.02.2015 in ex-parte against the appellants. The trial court has dismissed their application filed under Order 9 Rule 13 CPC vide impugned order.

Learned counsel for respondent-plaintiffs submits that they are in possession of the suit property and in pursuance to the impugned decree, the execution of sale deed is to be registered.

Heard.

Admit.

Since respondent has already appeared, no need to issue notice.

Service stands complete.

In the meanwhile, the execution of the impugned ex-parte decree dated 18.02.2015 shall remain stayed with further direction that both parties shall maintain status quo as to

alienation and possession of the property in question in question,
as it exists today.

The stay application stands disposed of accordingly.

(SUDESH BANSAL),J

TN/1

RAJASTHAN HIGH COURT



सत्यमेव जयते